BEFORE THE KANSAS STATE BOARD OF NURSING

DEC - 9 2005

LANDON STATE OFFICE BUILDING, 900 S.W. JACKSON #1051 TOPEKA, KANSAS 66612-1230

Board of Nursing

IN THE MATTER OF LOREN PARKS II LICENSE NO. 13-091379-092

CASE NO. 03-674-6, 03-728-6, 04-632-6, 04-679-6

DEFAULT ORDER REVOKING LICENSE

NOW ON THIS 8th of beautier, 2005, petitioner appears by disciplinary counsel, Betty

Wright, for a pre-hearing conference on the petition. Respondent does not appear.

Wherefore, the hearing officer finds as follows:

- 1. Respondent was licensed as a RN. Through 9/20/2006. The board has jurisdiction over this matter.
- 2. Petitioner sent a copy of the Amended petition and notice of this hearing to respondent's last known address and service is proper.
- 3. Petitioner moves for issuance of a default order revoking the respondent's license.
- 4. The petition is hereby granted and incorporated into this order as if set forth herein.

Respondent violated the Nurse Practice Act as alleged in the petition at:

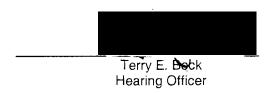
- **COUNT 1**: K.A.R. 60-3-110(c) failing to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard each patient.
- **COUNT 2**: K.A.R. 60-3-110(s) failing to complete the requirements of the impaired provider program of the board.
- **COUNT 3**: K.S.A. 65-1120(a)(2) to have been guilty of a felony or to have been guilty of a misdemeanor involving an illegal drug offense unless the applicant or licensee establishes sufficient rehabilitation to warrant the public trust.
- **COUNT 4:** K.S.A. 65-1120(a)(4) to be unable to practice with skill and safety due to current abuse of drugs or alcohol;
- **COUNT 5**: 65-1120 (a)(1) To be guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing;
- **COUNT 6:** K.S.A. 65-1120 (a) (3) to have committed an act of professional incompetency as defined in subsection (e); *Professional incompetency defined.* As used in this section, "professional incompetency" means: (1) One or more instances involving failure to adhere to the applicable standard of care to a degree which constitutes gross negligence, as determined by the board;
- **COUNT 7**: K.S.A.65-1120 (6) to be guilty of unprofessional conduct as defined by rules and regulations of the board; K.A.R. 60-3-110. Unprofessional conduct. Any of the following shall constitute unprofessional conduct by (a) Performing acts beyond the authorized scope of the level of nursing for which the individual is licensed.

COUNT 8: K.S.A. 65–1120(a)(6), unprofessional conduct by K.A.R. 60-3-110 (e) physical abuse, which shall be defined as any act or failure to act performed intentionally or carelessly that causes or is likely to cause harm to a patient. This term may include any of the following:(3)any threat, menacing conduct, or other nontherapeutic or inappropriate action that results in or might reasonably be expected to result in a patient's unnecessary fear or emotional or mental distress;

COUNT 9: K.S.A. 65–1120(a)(6), unprofessional conduct by inaccurately recording, falsifying, or altering any record of a patient or agency or of the board; K.A.R. 60-3-110(d).

- 5. Per petitioner's request, respondent's license to practice nursing is revoked. Respondent may not practice nursing in Kansas. Respondent is to mail the license card to the board immediately.
- 6. Respondent shall pay the costs of the action of \$70.
- 7. Disciplinary counsel shall mail a copy of this order to respondent's last known address.

IT IS SO ORDERED



NOTICE

This is a proposed default order pursuant to K.S.A. 77-520. This order becomes effective if respondent does not file a <u>written</u> motion requesting that this order be vacated with the board at:

State Board of Nursing –Legal Division Landon State Office Building 900 SW Jackson, Ste 1051 Topeka, KS 66612-1230

within seven days after the day this order is mailed. If a motion is timely filed, then a hearing will be set and notice given to respondent to appear. Another order will then be issued either vacating or affirming this order.

CERTIFICATE OF SERVICE

On the	9-14	day of	Deember	, <u>2005,</u> l	deposited	а сору	of this	Default	Order	with
the Ur	ited Sta	ates Posta	al Service, p	ostage pre-paid,	addressed	l to:				

Loren Parks 1355 Trailridge Emporia, KS 66801

> Betty Wright #14785 Disciplinary Counsel 900 S.W. Jackson, Suite #1051+-Topeka, Kansas 66612-1230

785/296-7047